



81-09-03

8731

PATENT
Attorney [redacted] et No. 101.0056-07000
Customer No. 22882

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Gary K. Michelson

Serial No.: 09/618,036

Filed: July 17, 2000

For: ANTERIOR CERVICAL PLATING
SYSTEM, INSTRUMENTATION, AND
METHOD OF INSTALLATION

Group Art Unit: 3731

Examiner: D. Reip

#12

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

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Express Mail Mailing Label No.: EV 044 233 661 US

Date of Deposit: January 8, 2003

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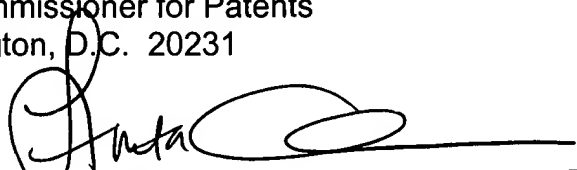
1. Confirmation Copy of Facsimile Transmittal with Information Disclosure Statement and Form PTO-1449 as originally transmitted via facsimile on January 8, 2003
2. Copy of documents listed on Form PTO-1449
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are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service with sufficient postage under 37 C.F.R. § 1.10 on the date indicated above and are addressed to:

Assistant Commissioner for Patents
Washington, D.C. 20231

Date:

1/8/03


Anita Chou

14500 Avion Parkway, Suite 300
Chantilly, VA 20151-1101
Telephone: 703-679-9300
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COPY

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INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(c)

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(c), applicant brings to the attention of the Examiner the documents listed on the attached PTO 1449. This Information Disclosure Statement is being filed after the events recited in Section 1.97(b) but, to the undersigned's knowledge, before the mailing date of either a Final Action or a Notice of Allowance. Under the provisions of 37 C.F.R. § 1.97(c), this Information Disclosure Statement is accompanied by a fee of \$180.00 as specified by Section 1.17(p).

Copies of the listed documents are attached. Applicant respectfully requests that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached form.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the

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documents as prior art against any claims in the application and applicant determines that the cited documents do not constitute "prior art" under United States law, applicant reserves the right to present to the office the relevant facts and law regarding the appropriate status of such documents.

Applicant further reserves the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 50-1066.

Respectfully submitted,

MARTIN & FERRARO, LLP

Date: 1-8-03

By: 

Amedeo F. Ferraro
Registration No. 37,129

14500 Avion Parkway, Suite 300
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(703) 679-9300MARTIN & FERRARO, LLP
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Chantilly, Virginia 20151Facsimile
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TO:

Name: Examiner D. Reip

Firm: U.S. Patent & Trademark Office

Fax No.: 703-872-9302 703-740-3310

Subject: U.S. Patent Application No. 09/618,036

Applicant: Gary K. Michelson, M.D.

Filed: July 17, 2000

For: ANTERIOR CERVICAL PLATING SYSTEM,
INSTRUMENTATION, AND METHOD OF
INSTALLATION

Attorney Docket No. 101.0056-07000

Customer No. 22882

FROM:

Name: Amedeo F. Ferraro, Esq.

Phone No.: 703-679-9300

No. of Pages (including this): 39

Date: January 8, 2003

Confirmation Copy to Follow: Only IDS
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documents cited therein.

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CERTIFICATE OF TRANSMISSION UNDER 37 CFR 1.8

I hereby certify that the attached:

1. Transmittal form (in duplicate; \$4,140 additional claims fee, \$920 three month extension fee, and \$180 IDS fee to be charged to Deposit Account No. 50-1066)
2. Amendment with attachments
3. Information Disclosure Statement
4. Form PTO-1449

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documents as prior art against any claims in the application and applicant determines that the cited documents do not constitute "prior art" under United States law, applicant reserves the right to present to the office the relevant facts and law regarding the appropriate status of such documents.

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